

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6501 of 2018

Arising Out of PS.Case No. -170 Year- 2017 Thana -JOGAPATTI District-
WESTCHAMPARAN(BETTIAH)

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1. Dipak Sah @ Dipak Kumar Gupta, S/o Chhedi Sah, R/o Vill- Naya Basti,
Sanichari, P.S.- Yogapatti (Sanichari), W. Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhannjay Kumar No 2, Adv

For the Opposite Party/s : Mr. Sri Binod Kumar 3, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

4 17-04-2018

Heard learned counsel for the petitioner and
learned APP for the State.

Petitioner seeks bail in a case registered for
the offences punishable under Sections 304(B)/34 of the
Indian Penal Code.

The petitioner is husband of the victim of
dowry death. Death was caused in unnatural circumstances
within few years of marriage. Allegation is of demand of
dowry and torture for the same soon before death. The
parental family members of the deceased have supported the
allegation of demand and torture.

Submission of the learned counsel for the
petitioner is that due to some quarrel between the husband
and wife for trivial dispute, the victim committed suicide. The



Doctor has found a simple case of hanging and not a case of throttling, as alleged in the FIR. The petitioner is in custody since 30.05.2017. Investigation of the case is already complete and the petitioner is ready to cooperate with the trial.

Considering the entire facts, let the petitioner, above named, be released on bail **on framing of the charge or completion of three months of custody from today whichever is earlier** on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Yogapatti Police Station Case No.170 of 2017, subject to the condition that the petitioner shall fully cooperate with the trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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